

**CHAPTER NO. 341**

**SENATE BILL NO. 1506**

**By Jackson, Kilby, Herron, Burks, McLeary, Crowe**

**Substituted for: House Bill No. 1267**

**By Tidwell, Shepard, Pinion**

AN ACT to amend Tennessee Code Annotated, Section 70-2-204, relative to owners' grandchildren under the age of sixteen hunting and fishing on farmland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 70-2-204(a), is amended by deleting the section in its entirety and by substituting instead the following new subsection (a):

(a) The owners and tenants of farmlands, and their spouses and children, along with the owners' grandchildren and great-grandchildren under the age of sixteen, have the right to engage in the sport of hunting and fishing, subject to all the provisions of all laws or regulations concerning wildlife, upon such lands and waters on the land of which they or their spouses or parents are the bona fide owners or tenants or in the case of qualified grandchildren or qualified great-grandchildren, their grandparent or great-grandparent or grandparents or great-grandparents are the bona fide owners, with the permission of the landowner, during the season when it is lawful to do so, without procuring a hunting and sport fishing license. Tenants and their spouses and their dependent children must be bona fide residents of the state and must actually reside on the land. Owners and their spouses and children and qualified grandchildren and qualified great-grandchildren must be bona fide residents of the state. Land may qualify as farmland only if it is owned by no more than one (1) individual or a family; provided, that if land is owned jointly or in common by persons who are first cousins related by blood, then such cousins and their children may hunt small game and fish on such land under the provisions of this subsection (a). "Family" means any combination of kinship within the third degree including any spouse who has an interest in the property. "Tenant" means an individual who received compensation such as free rent or money for acting either in the place of or at the direction of the landowner in tending to the requirements needed to care for the farmland. The primary purpose of the tenancy shall be agricultural in nature.

SECTION 2. This act shall take effect March 1, 2006, the public welfare requiring it.

PASSED: May 25, 2005

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 7<sup>th</sup> day of June 2005

  
PHIL BREDESEN, GOVERNOR